

**FILED**  
UNITED STATES DISTRICT COURT  
ALBUQUERQUE, NEW MEXICO

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

FEB 16 2007

MATTHEW J. DYKMAN  
CLERK  
No. 05cr1849 JH

United States of America,  
Plaintiff,

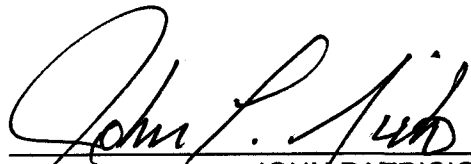
-vs-

JOHN PATRICIO NIETO,  
Defendant.

**CONSENT to APPEAR BEFORE UNITED STATES MAGISTRATE JUDGE in A FELONY  
CASE**

The United States Magistrate Judge has explained to me the nature of the offenses with which I am charged, and the maximum possible penalties that might be imposed if I plead guilty. I have been informed of my right to the assistance of legal counsel and of my right to plead guilty or go to trial with judgment and sentencing before a United States District Judge.

I hereby waive [give up] my right to enter my plea before a United States District Judge and I consent to entering my plea, knowingly and voluntarily, before a United States Magistrate Judge.

  
\_\_\_\_\_  
JOHN PATRICIO NIETO  
Defendant

  
\_\_\_\_\_  
CHARLES SPENCER ASPINWALL  
Attorney for Defendant

Before:

 2-16-07  
\_\_\_\_\_  
UNITED STATES MAGISTRATE JUDGE